1 MCGREGOR W. SCOTT (STATE BAR NO. 142413) mcgregor.scott@orrick.com J.R. RIDDELL (STATE BAR NO. 225004) 2 jriddell@orrick.com 3 ORRICK, HERRINGTON & SUTCLIFFE LLP 400 Capitol Mall Suite 3000 4 Sacramento, California 95814-4497 5 Telephone: +1-916-447-9200 Facsimile: +1-916-329-4900 6 7 Attorneys for Defendants and Third-Party Plaintiff PASKENTA BAND OF NOMLAKI INDIANS, A 8 FEDERALLY RECOGNIZED INDIAN TRIBE 9 UNITED STATES DISTRICT COURT EASTERN DISTRICT OF CALIFORNIA 10 11 STATE OF CALIFORNIA, Case No. 2:14-cv-01449-KJM-CMK 12 Plaintiff. PASKENTA BAND OF NOMLAKI 13 INDIANS' NOTICE OF DISMISSAL OF THIRD-PARTY COMPLAINT 14 V. WITHOUT PREJUDICE PURSUANT PASKENTA BAND OF NOMLAKI TO FEDERAL RULE OF CIVIL 15 INDIANS. A FEDERALLY RECOGNIZED PROCEDURE 41(a)(1)(A)(i) INDIAN TRIBE, 16 The Honorable Kimberly J. Mueller Defendant. 17 18 19 PASKENTA BAND OF NOMLAKI INDIANS, A FEDERALLY RECOGNIZED INDIAN TRIBE, 20 Third-Party Plaintiff, 21 22 V. ANDREW FREEMAN, 23 Third-Party Defendant. 24 25 26 27 28

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PLEASE TAKE NOTICE THAT, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), Defendant and Third-Party Plaintiff, Paskenta Band of Nomlaki Indians ("Tribe") voluntarily dismisses its Third-Party Complaint against Andrew Freeman, ECF No. 22, filed June 26, 2014, WITHOUT PREJUDICE. Federal Rule of Civil Procedure 41(a)(1)(A)(i) applies to third-party complaints pursuant to Federal Rule of Civil Procedure 41(c)(1). Dated: October 2, 2014 MCGREGOR W. SCOTT J.R. RIDDELL Orrick, Herrington & Sutcliffe LLP /s/ J.R. Riddell J.R. RIDDELL Attorneys for the Tribe

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1	CERTIFICATE OF SERVICE
23456	I hereby certify that on October 2, 2014, I electronically filed the following document(s) with the Clerk of the Court by using the CM/ECF system: PASKENTA BAND OF NOMLAKI INDIANS' NOTICE OF DISMISSAL OF THIRD-PARTY COMPLAINT WITHOUT PREJUDICE PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 41(a)(1)(A)(i)
7 8 9	I certify that all participants in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system.
10 11	I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on October 2, 2014, Sacramento, CA.
12 13	: /s/ J.R. Riddell J.R. RIDDELL
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